

AMENDED IN ASSEMBLY JANUARY 25, 2006

AMENDED IN ASSEMBLY AUGUST 15, 2005

AMENDED IN SENATE JUNE 1, 2005

AMENDED IN SENATE MAY 31, 2005

SENATE BILL

No. 472

Introduced by Senator Alquist

February 18, 2005

An act to amend ~~Section 87207 of the Government Code, relating to the Political Reform Act of 1974. Sections 99231, 99233, 99234, 99235, 99237, 99240, and 99242 of, and to repeal Sections 99234.5, 99238, and 99241 of, the Education Code, relating to instructional programs.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 472, as amended, Alquist. ~~Political Reform Act of 1974: disclosure of income.~~ *Instructional programs: Mathematics and Reading Professional Development Program.*

Existing law establishes the Mathematics and Reading Professional Development Program, which is administered by the Superintendent of Public Instruction with the approval of the State Board of Education. Under this program, a local education agency, as defined, receives incentive funding to provide training in mathematics and reading to teachers and to provide training to instructional aides and paraprofessionals, as defined, who directly assist with classroom instruction in mathematics and reading. Under existing law, the program becomes inoperative on July 1, 2006, and is repealed on January 1, 2007.

This bill would extend the operation of the program until July 1, 2012, when the program would become inoperative. The bill would provide for the repeal of these provisions on January 1, 2013.

This bill also would remove the authority of the Superintendent of Public Instruction to allocate funding for training at a California Professional Development Institute. The bill would repeal the provisions granting priority for participation in the program to teachers who have not participated in professional development at a California Professional Development Institute, or have received this training but have not participated in supplemental training regarding the math and English language arts content standards and curriculum frameworks adopted by the State Board of Education.

This bill would add training using instructional strategies to teach essential content to address the varied learning needs of pupils, with an emphasis on English language learners and pupils with exceptional needs, to the subjects of provider-contracted professional development training and in-house professional development that a local education agency must certify its proposal satisfies as a condition of receiving specified funding. The bill would specify that 40 hours of the professional development that a local education agency must certify has occurred has been based on the statewide academic content standards and related adopted or standards-aligned instructional materials.

This bill would remove the provisions allowing a school district, charter school, or county office of education to claim funding under a program that has been repealed. This bill would repeal the provisions requiring the State Board of Education to determine whether professional development programs not operated pursuant to the California Professional Development Institute meet minimum criteria. The bill would also repeal the provision authorizing the State Board of Education to contract for the review of certified assurances by local education agencies regarding training.

This bill would delete a provision requiring cooperation between the State Department of Education and the University of the California and the California Professional Development Institute regarding a report by the State Department of Education on the effectiveness of the program. The bill would add survey data regarding program effectiveness and preprogram and postprogram pupil achievement, as well as retention rates of teachers, instructors, and paraprofessionals

who participated in the program training, to the requirements for the report contents.

This bill would repeal the provisions authorizing professional development through this program to be provided through the California Professional Development Institute and related funding. The bill would also repeal a provision providing authority for this professional development to be provided at sites not located on a college or university campus.

This bill would express the intent of the Legislature to ensure that specified program training does not solely rely on state-adopted instructional materials to teach statewide academic content standards, and the intent of the Legislature to work with the State Board of Education and State Department of Education to achieve these goals.

The bill would also make various technical and conforming changes to the statutes governing the program.

~~(1) Existing provisions of the Political Reform Act of 1974 require public officials and designated employees of public agencies to file annually a written statement of the economic interests they possess during specified periods. Existing law requires that when the filer's pro rata share of income to a business entity is required to be reported, the statement contain the name of every person from whom the business raised \$10,000 or more in gross receipts during a calendar year.~~

~~The bill would require these filers to specify receipts in increments of \$10,000 to \$50,000; more than \$50,000 to \$100,000; more than \$100,000 to \$250,000; more than \$250,000 to \$500,000; more than \$500,000 to \$1,000,000; and more than \$1,000,000.~~

~~(2) Existing law makes a violation of the act subject to administrative, civil, and criminal penalties.~~

~~This bill would impose a state-mandated local program by imposing these criminal penalties on persons who violate the provisions of the bill.~~

~~(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

~~This bill would provide that no reimbursement is required by this act for a specified reason.~~

~~(4) The Political Reform Act of 1974, an initiative measure, provides that the Legislature may amend the act to further the act's purposes with a $\frac{2}{3}$ vote of each house and compliance with specified procedural requirements.~~

~~This bill, which would declare that it furthers the purposes of the act, would therefore require a $\frac{2}{3}$ vote.~~

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.

State-mandated local program: ~~yes~~ no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 99231 of the Education Code is amended
2 to read:

3 99231. For the purpose of this article, the following terms have
4 the following meanings:

5 (a) “Instructional aide” means a person who is employed on
6 either a full-time or a part-time basis for the purpose of directly
7 assisting with classroom instruction in mathematics ~~and or~~ reading
8 in a California public school in which kindergarten or any of grades
9 1 to 12, inclusive, are taught and who does not possess a valid
10 teaching credential, certificate, authorization, or permit issued by
11 the Commission on Teacher Credentialing and does not include a
12 paraprofessional, as defined in subdivision (b).

13 (b) “Paraprofessional” means a teacher aide, a teacher assistant,
14 or a speech language pathology assistant who is employed on either
15 a full-time or a part-time basis for the purpose of directly assisting
16 with classroom instruction in mathematics ~~and or~~ reading in a
17 California public school in which kindergarten or any of grades 1
18 to 12, inclusive, are taught and who does not possess a valid
19 teaching credential, certificate, authorization, or permit issued by
20 the Commission on Teacher Credentialing.

21 (c) “Instructional materials that are aligned to state standards”
22 means, for *kindergarten and* grades 1 to 8, inclusive, materials
23 adopted by the ~~State Board of Education~~ *state board* after January
24 1, 2001, unless otherwise authorized by the ~~State Board of~~
25 ~~Education~~ *state board*. For grades 9 to 12, inclusive, “instructional
26 materials that are aligned to state standards” means materials that
27 the governing board of the local education agency has, after careful
28 review, certified are aligned to ~~both the state reading or~~
29 ~~mathematics or reading~~ content standards and the curriculum
30 frameworks for these subjects.

31 (d) “Local education agency” means a school district, county
32 office of education, *state special school*, or charter school.

(e) “Teacher” means a person who holds a valid teaching credential, certificate, authorization, or permit issued by the California Commission on Teacher Credentialing and is employed on either a full-time or a part-time basis in a California public school in which kindergarten or any of grades 1 to 12, inclusive, are taught.

SEC. 2. Section 99233 of the Education Code is amended to read:

99233. (a) This program is intended to serve the following categories of staff:

(1) Teachers employed in a public school for the purpose of teaching in a self-contained classroom that serves pupils in kindergarten or any of grades 1 to 8, inclusive. Teachers described in this paragraph are eligible to receive instruction in both mathematics and reading.

(2) Teachers employed in a public school for the purpose of providing ~~both mathematics and English~~ *or reading* instruction to pupils with exceptional needs. Teachers described in this paragraph are eligible to receive instruction in both mathematics and reading.

(3) Teachers who hold a single-subject teaching credential, certificate, or authorization issued by the Commission on Teacher Credentialing that authorizes them to teach English or social science in a classroom that is not self-contained and who are employed in a public school. Teachers described in this paragraph are eligible to receive instruction in reading.

(4) Holders of one-year emergency teaching permits and emergency career substitute teaching permits who are employed in a public school and assigned to teach English or social science courses in a classroom that is not self-contained. Teachers described in this paragraph are eligible to receive instruction in reading.

(5) Teachers who hold a single-subject teaching credential, certificate, or authorization issued by the Commission on Teacher Credentialing that authorizes them to teach mathematics or science in a classroom that is not self-contained and who are employed in a public school. Teachers described in this paragraph are eligible to receive instruction in mathematics.

(6) Holders of one-year emergency teaching permits and emergency career substitute teaching permits who are employed in a public school and assigned to teach mathematics or science

1 courses in a classroom that is not self-contained. Teachers
2 described in this paragraph are eligible to receive instruction in
3 mathematics.

4 (7) Instructional aides and paraprofessionals who directly assist
5 with classroom instruction in mathematics ~~and or~~ reading who are
6 employed in a public school for the purpose of assisting teachers
7 in the instruction of pupils in kindergarten or any of grades 1 to
8 12, inclusive. Instructional aides and paraprofessionals who directly
9 assist with classroom instruction in mathematics ~~and, reading,~~
10 *science, or social science, as described in this paragraph*
11 *subdivision*, are eligible to receive instruction in ~~both~~ mathematics
12 ~~and or~~ reading.

13 (b) Holders of emergency 30-day substitute teaching permits
14 issued by the ~~California~~ Commission on Teacher Credentialing
15 are not eligible to receive training offered pursuant to this article.

16 *SEC. 3. Section 99234 of the Education Code is amended to*
17 *read:*

18 99234. (a) ~~(1)~~ The Superintendent of Public Instruction shall
19 notify local educational agencies that they are eligible to receive
20 an incentive award based on the percentage of eligible teachers
21 calculated in accordance with provisions of an item of
22 appropriation in the annual Budget Act. It is the intent of the
23 Legislature that a local educational agency give highest priority
24 to training teachers assigned to high-priority schools *and teachers*
25 *assigned to schools that are under state sanctions as specified*
26 *under Section 52055.5.* ~~It~~

27 (2) *It* is also the intent of the Legislature that funding
28 appropriated in one fiscal year that is not expended by a local
29 educational agency be redirected to local educational agencies that
30 have trained more eligible teachers than the percentage funded. If
31 a redirection of funding occurs, funding in subsequent fiscal years
32 for the local educational agencies involved shall be adjusted to
33 reflect the redirection of funding.

34 (b) A school district that cannot make the certification required
35 pursuant to paragraph (3) of subdivision (a) of Section 99237 for
36 all the grade levels it maintains in ~~reading and~~ mathematics *or*
37 *reading* may apply for and receive incentive funding for the grade
38 levels and subjects for which it can make the certification required
39 pursuant to paragraph (3) of subdivision (a) of Section 99237, in
40 which case the certified assurance submitted pursuant to Section

1 99237 applies only to the professional development provided to
2 teachers and instructional aides and paraprofessionals who directly
3 assist with classroom instruction in mathematics~~and~~ or reading
4 in the grade levels and subjects for which it can make the
5 certification required pursuant to paragraph (3) of subdivision (a)
6 of Section 99237.

7 (c) Of the incentive provided pursuant to subdivision (a), a local
8 educational agency may use not more than one thousand dollars
9 (\$1,000) of the per teacher per subject amount to provide an
10 individual teacher stipend.

11 (d) ~~The Superintendent of Public Instruction~~ shall notify local
12 educational agencies that the maximum funding for the purpose
13 of this article for which they are eligible each year is equal to the
14 percentage calculated in accordance with provisions of an item of
15 appropriation in the annual Budget Act, multiplied by the sum of
16 the following two factors multiplied by two thousand five hundred
17 dollars (\$2,500):

18 (1) Twice the number of multiple subjects teachers teaching in
19 a self-contained classroom and special education teachers, as
20 specified in paragraphs (1) and (2) of *subdivision (a) of* Section
21 99233, that provide direct instruction in~~reading and~~ mathematics
22 *or reading* as reported in the most recent available CBEDS data,
23 who have not received training pursuant to either this article or
24 Article 2 (commencing with Section 99220).

25 (2) The number of mathematics, English, science, and social
26 science teachers as specified in paragraphs (3) to (6), inclusive, of
27 *subdivision (a) of* Section 99233 that were reported in the most
28 recent available CBEDS data, who have not received training
29 pursuant to either this article or Article 2 (commencing with
30 Section 99220).

31 (e) ~~The Superintendent of Public Instruction~~ shall allocate
32 funding appropriated for the purposes of this article in the following
33 order of priority:

34 (1) Two thousand five hundred dollars (\$2,500) for each
35 qualifying teacher who was provided training pursuant to
36 subdivision (a) in the prior year for whom the local educational
37 agency did not receive funding due to insufficient availability of
38 funds in the prior fiscal year.

(2) Two thousand five hundred dollars (\$2,500) for each qualifying teacher who was provided training pursuant to this article, subject to the limitations in subdivision (d).

~~(3) Five hundred dollars (\$500) for each qualifying teacher for each qualifying program as specified in Article 2 (commencing with Section 99220) who successfully completes mathematics or reading standards training, or both, at a California Professional Development Institute authorized pursuant to Article 2 (commencing with Section 99220) in the 2001-02 fiscal year to the 2004-05 fiscal year, inclusive, using funds received pursuant to Article 2 (commencing with Section 99220), and has had specific approved training on the mathematics or reading instructional materials selected for use in the school.~~

~~(4) Five hundred dollars (\$500) for each qualifying teacher in each qualifying program pursuant to Article 2 (commencing with Section 99220) who successfully completed mathematics or reading standards training, or both, at a California Professional Development Institute authorized pursuant to Article 2 (commencing with Section 99220) in the 1999-2000 or 2000-01 fiscal year, using funds received pursuant to Article 2 (commencing with Section 99220), and has had specific approved training on the mathematics or English-language arts instructional materials selected for use in the school.~~

~~(5)~~
(3) Two thousand five hundred dollars (\$2,500) for each qualifying teacher who was provided training pursuant to this article in excess of limitations in subdivision (d).

(f) For purposes of this article, qualifying teachers who, in the 2000-01 fiscal year, received training at a California Professional Development Institute authorized pursuant to Article 2 (commencing with Section 99220) that was paid for by a local educational agency using funds that were not received pursuant to Article 2 (commencing with Section 99220) shall be deemed to have received training in the 2001-02 fiscal year. A local educational agency shall receive funding for these qualifying teachers in accordance with paragraph (2) of subdivision (e).

~~(g)~~
(f) Except as provided in subdivision (f) of Section 99237, ~~funding~~ Funding may not be provided to a local educational agency until the State Board of Education *state board* approves the

1 agency's certified assurance *of the agency* submitted pursuant to
2 Section 99237.

3 ~~(h)~~

4 (g) Of the funding a local educational agency is eligible to
5 receive pursuant to this section for each eligible teacher, 50 percent
6 shall be awarded following the provision of 40 hours of
7 professional development *based on the statewide academic content*
8 *standards adopted pursuant to Section 60505 and instructional*
9 *materials adopted by the state board or standards-aligned*
10 *instructional materials*, as specified in subdivision (b) of Section
11 99237, with the remaining funding to be awarded following
12 certification of the provision of the 80 hours of followup instruction
13 as specified in subdivision (b) of Section 99237. *The 80 hours of*
14 *training may be completed over a two-year period.*

15 ~~(i)~~

16 (h) ~~Except as provided in paragraphs (3) and (4) of subdivision~~
17 ~~(e), a~~ A local educational agency may not receive funds pursuant
18 to this article for teachers who receive training pursuant to Article
19 2 (commencing with Section 99220) using funding provided
20 pursuant to Article 2 (commencing with Section 99220).

21 *SEC. 4. Section 99234.5 of the Education Code is repealed.*

22 ~~99234.5. Prioritization for participation in the program~~
23 ~~established pursuant to this article shall be determined in the~~
24 ~~following manner:~~

25 ~~(a) Teachers who have not participated in a professional~~
26 ~~development institute in reading or mathematics that is authorized~~
27 ~~pursuant to Article 2 (commencing with Section 99220) shall be~~
28 ~~accorded first priority for training pursuant to this article.~~

29 ~~(b) Teachers who have participated in a professional~~
30 ~~development institute in reading or mathematics that is authorized~~
31 ~~pursuant to Article 2 (commencing with Section 99220), but who~~
32 ~~have not yet received supplemental training in the areas specified~~
33 ~~in paragraph (2) of subdivision (a) of Section 99237 shall be~~
34 ~~accorded second priority for training pursuant to this article.~~

35 *SEC. 5. Section 99235 of the Education Code is amended to*
36 *read:*

37 99235. (a) The Superintendent of Public Instruction shall notify
38 local educational agencies that they are eligible to receive funding
39 to provide instructional aides and paraprofessionals who directly
40 assist with classroom instruction in mathematics ~~and or~~ reading

1 with professional development training in mathematics~~and or~~
2 reading, in an amount equal to one thousand dollars (\$1,000) per
3 qualifying instructional aide. Funding will be provided to local
4 educational agencies on a first-come,~~first-served~~ basis. A local
5 educational agency that chooses to participate in the program is
6 eligible to receive funding for no greater than the percentage
7 calculated in accordance with provisions of an item of
8 appropriation in the annual Budget Act for its instructional aides
9 and paraprofessionals.~~However, the statewide total number of~~
10 ~~instructional aides and paraprofessionals who directly assist with~~
11 ~~classroom instruction in mathematics and reading served under~~
12 ~~this program may not exceed 9,600 over the two fiscal years.~~

13 (b) Of the incentive provided pursuant to subdivision (a), a local
14 educational agency may not use more than five hundred dollars
15 (\$500) of the amount per instructional aide~~and or~~ paraprofessional
16 who directly assists with classroom instruction in mathematics~~and~~
17 ~~or~~ reading to provide an individual instructional aide stipend.

18 SEC. 6. Section 99237 of the Education Code is amended to
19 read:

20 99237. (a) ~~Except as provided in subdivision (f), as~~ As a
21 condition of receipt of funds for purposes of Section 99234 or
22 99235, a local education agency shall submit a certified assurance
23 signed by the appropriate agency official and approved in a public
24 session by the governing body of the agency to the ~~State Board of~~
25 ~~Education~~ *state board* that contains its proposal to satisfy the
26 following:

27 (1) It contracted with a provider whose training curriculum was
28 approved by the ~~State Board of Education~~ *state board* or the local
29 education agency's training curriculum was approved by the ~~State~~
30 ~~Board of Education~~ *state board*. Approval by the ~~State Board of~~
31 ~~Education~~ *state board* of the training curriculum shall be based on
32 the criteria contained in paragraph (4) and in subdivision (b).

33 (2) It or the provider with whom it contracted provided
34 professional development training focused primarily on the
35 following:

36 (A) The use of instructional materials that will be used by pupils
37 and are aligned to the ~~English language arts and mathematics or~~
38 ~~English language arts~~ content standards adopted by the ~~State Board~~
39 ~~of Education~~ *state board* pursuant to Section 60605.

1 (B) ~~The English-language arts and mathematics~~ *or English*
2 *language arts* content standards adopted by the ~~State Board of~~
3 ~~Education~~ *state board* pursuant to Section 60605.

4 (C) The curriculum frameworks adopted by the ~~State Board of~~
5 ~~Education~~ *state board* for these subjects *mathematics and English*
6 *language arts*.

7 (D) *The training shall include instructional strategies to teach*
8 *essential content in ways that address the varied learning needs*
9 *of pupils, with special emphasis on English language learners and*
10 *pupils with exceptional needs.*

11 (3) (A) It provides each pupil with instructional materials that
12 are aligned to the state content standards in ~~reading and~~
13 *mathematics and English language arts* no later than the first day
14 of the first school term that commences 12 months or less after
15 those materials are adopted by the ~~State Board of Education~~ *state*
16 *board* in the case of instructional materials for *kindergarten and*
17 *grades 1 to 8, inclusive*, or by the governing board of the school
18 district in the case of instructional materials for grades 9 to 12,
19 inclusive.

20 (B) For local education agencies that are piloting or evaluating
21 instructional materials that are aligned to the state content standards
22 in ~~English-language arts or mathematics~~ *and English language*
23 *arts*, those materials shall be provided to each pupil no later than
24 the first day of the first school term that commences 24 months or
25 less after those materials were adopted by the ~~State Board of~~
26 ~~Education~~ *state board* in the case of instructional materials for
27 grades 1 to 8, inclusive, or by the governing board of the school
28 district in the case of instructional materials for grades 9 to 12,
29 inclusive.

30 (C) If a local education agency has not adopted instructional
31 materials as required by subparagraph (A) for one or more grade
32 levels because it is piloting or evaluating those instructional
33 materials, the local education agency may only claim funding
34 pursuant to Section 99234 for grade levels and subjects where the
35 local education agency is in compliance with subparagraphs (A)
36 and (B).

37 (D) For each teacher, in each core area for which funding is
38 claimed pursuant to this article and for which there are not
39 standards-aligned textbooks for each pupil, as determined through
40 an audit, the Superintendent of ~~Public Instruction~~, on a one-time

1 basis, shall withhold from the ~~local education agency's~~ next
2 monthly principal apportionment payment *to the local education*
3 *agency* an amount equal to one hundred dollars (\$100) for each of
4 those pupils. The funds withheld are deemed to be an offset against
5 the training funds provided pursuant to this article.

6 (4) It provides in-house professional development that focuses
7 primarily on the following:

8 (A) The use of instructional materials that will be used by pupils
9 and are aligned to the ~~English language arts and mathematics or~~
10 *English language arts* content standards adopted by the ~~State Board~~
11 ~~of Education~~ *state board* pursuant to Section 60605.

12 (B) The ~~English language arts and mathematics or English~~
13 *language arts* content standards adopted by the ~~State Board of~~
14 ~~Education~~ *state board* pursuant to Section 60605.

15 (C) The curriculum frameworks adopted by the ~~State Board of~~
16 ~~Education~~ *state board* for these subjects *mathematics and English*
17 *language arts*.

18 (D) *The training shall include instructional strategies to teach*
19 *essential content in ways that address the varied learning needs*
20 *of pupils, with special emphasis on English language learners and*
21 *pupils with exceptional needs.*

22 (5) It provides the data elements required pursuant to Section
23 99240.

24 (b) As an additional condition of receipt of funds for purposes
25 of Section 99234, a local education agency shall certify that:

26 (1) Forty hours of professional development *based on the*
27 *statewide academic content standards adopted pursuant to Section*
28 *60605 and instructional materials adopted by the state board or*
29 *standards-aligned instructional materials* and 80 hours of followup
30 instruction, coaching, or additional schoolsite assistance, in
31 mathematics or reading, as appropriate, was provided to teachers
32 who meet the criteria specified in paragraphs (1) and (2) *of*
33 *subdivision (a)* of Section 99233.

34 (2) Forty hours of professional development in reading and ~~an~~
35 ~~average of~~ 80 hours of followup instruction, coaching, or additional
36 schoolsite assistance was provided to teachers who meet the criteria
37 specified in paragraphs (3) and (4) *of subdivision (a)* of Section
38 99233, and 40 hours of professional development in mathematics
39 and ~~an average of~~ 80 hours of followup instruction, coaching, or
40 additional schoolsite assistance was provided to teachers who meet

1 the criteria specified in paragraphs (5) and (6) of *subdivision (a)*
2 of Section 99233.

3 (c) If, as the result of a program audit, it is found that the
4 participating local education agency served less participants than
5 it was funded to serve, the Superintendent of Public Instruction
6 shall withhold from the local education agency's next monthly
7 principal apportionment payment *to the local education agency*
8 an amount proportional to the amount of funding associated with
9 the number of teachers that were not served.

10 (d) If, as the result of a program audit, it is found that the training
11 provided by the local education agency or the provider with whom
12 it contracted did not meet the requirements of paragraph (4) of
13 subdivision (a), the Superintendent of Public Instruction shall
14 withhold from the local education agency's next monthly principal
15 apportionment payment *to the local education agency* an amount
16 equal to the amount of funding associated with the training that
17 was not aligned to state standards and curriculum frameworks.

18 ~~(e) In addition to receiving funding pursuant to this article, a~~
19 ~~school district, charter school, or county office of education may~~
20 ~~also claim funding under the Instructional Time and Staff~~
21 ~~Development Reform Program established pursuant to Article 7.5~~
22 ~~(commencing with Section 44579) of Chapter 3 of Part 25 for the~~
23 ~~80 hours of follow-up instruction, coaching, or additional schoolsite~~
24 ~~assistance required pursuant to subdivision (b) if the training meets~~
25 ~~the requirements of Section 44579.5.~~

26 ~~(f) A local education agency may contract with one or more of~~
27 ~~the California Professional Development Institutes authorized~~
28 ~~pursuant to Article 2 (commencing with Section 99220) if the~~
29 ~~training provided by the institute meets the criteria of paragraph~~
30 ~~(2) of subdivision (a) and subdivision (b), and has been approved~~
31 ~~by the University of California. These local educational agencies~~
32 ~~shall receive funds as specified in paragraph (2) or (3) of~~
33 ~~subdivision (e) of Section 99234, as appropriate.~~

34 (g)
35 (e) The State Board of Education *state board* shall establish a
36 procedure and criteria for local educational agencies to appeal to
37 the board the findings of an audit conducted pursuant to this article.
38 The board may reduce or eliminate the amount to be withheld
39 pursuant to subdivision (d) if the board determines that the local
40 educational agency was in substantial compliance with this section.

1 ~~(h)~~

2 (f) It is the intent of the Legislature that audits referenced in
3 subdivisions (c) and (d) be conducted as part of a compliance audit
4 performed in accordance with Sections 14503, 14508, and 41020.

5 *SEC. 7 Section 99238 of the Education Code is repealed.*

6 ~~99238. (a) For the purpose of this article, the State Board of~~
7 ~~Education shall determine whether professional development~~
8 ~~programs that are not operated pursuant to Sections 99220 to~~
9 ~~99226, inclusive, meet minimum criteria for quality specified in~~
10 ~~paragraph (4) of subdivision (a) of Section 99237 and subdivision~~
11 ~~(b) of Section 99237.~~

12 ~~(b) The State Board of Education may contract for the review~~
13 ~~of certified assurances submitted pursuant to Section 99237.~~

14 *SEC. 8. Section 99240 of the Education Code is amended to*
15 *read:*

16 99240. (a) By July 1, 2003, the State Department of Education,
17 in cooperation with the University of California and the California
18 Professional Development Institutes authorized pursuant to Article
19 2 (commencing with Section 99220), shall develop, and the State
20 Board of Education shall review and approve, an interim report
21 regarding the program established pursuant to this article for
22 submission to the Legislature. The interim report shall, at a
23 minimum, detail the following: *By June 30, 2008, the department*
24 *shall submit, subject to review and approval by the state board, a*
25 *report to the Legislature regarding the program established*
26 *pursuant to this article. The report shall, at a minimum, detail all*
27 *of the following:*

28 (1) The number of teachers, by credential type, who have
29 received training offered pursuant to this article.

30 (2) The number of instructional aides and paraprofessionals
31 who directly assist with classroom instruction in mathematics ~~and,~~
32 reading, *science, or social science* who have received training
33 offered pursuant to this article.

34 (3) The entities that have received funds for the purpose of
35 offering training pursuant to this article and the number of teachers
36 and instructional aides and paraprofessionals who directly assist
37 with classroom instruction in mathematics ~~and,~~ reading, *science,*
38 *or social science*, respectively, that each has trained.

39 (4) *Information detailing the effectiveness of the program*
40 *established pursuant to this article. This information shall, at a*

1 *minimum, incorporate survey data concerning program*
2 *effectiveness and preprogram and postprogram pupil achievement*
3 *that has been gathered from program participants and school*
4 *principals.*

5 (5) *To the extent that information is available, information*
6 *detailing, by credential type, the retention rate of teachers who*
7 *participated in training offered pursuant to this article. The*
8 *information shall, at a minimum, incorporate sample data*
9 *concerning teachers who are no longer in the profession.*

10 (6) *To the extent that information is available, information*
11 *detailing the retention rate of instructional aides and*
12 *paraprofessionals who directly assist with classroom instruction*
13 *in mathematics, reading, science, or social science who*
14 *participated in training offered pursuant to this article. The*
15 *information shall, at a minimum, incorporate sample data*
16 *concerning aides who are no longer in the profession, as well as*
17 *aides who have obtained a teaching credential subsequent to the*
18 *training.*

19 ~~(b) By June 30, 2005, By December 31, 2012, the State~~
20 ~~Department of Education~~ *department shall submit, subject to*
21 *review and approval by the State Board of Education state board,*
22 *a final report to the Legislature regarding the program established*
23 *pursuant to this article. The final report shall, at a minimum, detail*
24 *the following:*

25 (1) *The number of teachers, by credential type, who received*
26 *training offered pursuant to this article.*

27 (2) *The number of instructional aides and paraprofessionals*
28 *who directly assist with classroom instruction in mathematics and,*
29 *reading, science, or social science who received training offered*
30 *pursuant to this article.*

31 (3) *The entities that received funds for the purpose of offering*
32 *training pursuant to this article and the number of teachers and*
33 *instructional aides and paraprofessionals who directly assist with*
34 *classroom instruction in mathematics and, reading, science, or*
35 *social science, respectively, that each has trained.*

36 (4) *Information detailing the effectiveness of the program*
37 *established pursuant to this article. This information shall, at a*
38 *minimum, incorporate survey data concerning program*
39 *effectiveness and preprogram and postprogram pupil achievement*

1 that has been gathered from program participants and school
2 principals.

3 (5) To the extent *that* information is available, information
4 detailing, *by credential type*, the retention rate, ~~by credential type~~,
5 of teachers who participated in training offered pursuant to this
6 article. The information shall, at a minimum, incorporate sample
7 data concerning teachers who are no longer in the profession.

8 (6) To the extent *that* information is available, information
9 detailing the retention rate of instructional aides and
10 paraprofessionals who directly assist with classroom instruction
11 in mathematics ~~and~~, reading, *science, or social science* who
12 participated in training offered pursuant to this article. The
13 information shall, at a minimum, incorporate sample data
14 concerning aides who are no longer in the profession, as well as
15 aides who have obtained a teacher credential subsequent to training.

16 *SEC. 9. Section 99241 of the Education Code is repealed.*

17 ~~99241. (a) Notwithstanding any other provision of law, if a~~
18 ~~local education agency elects to offer professional development~~
19 ~~pursuant to this article using the California Professional~~
20 ~~Development Institutes authorized pursuant to Article 2~~
21 ~~(commencing with Section 99220), training may be provided to~~
22 ~~any teacher of kindergarten or any of grades 1 to 12, inclusive, if~~
23 ~~the University of California agrees to operate a combined~~
24 ~~schoolwide and districtwide program that meets the criteria~~
25 ~~specified in Section 99237.~~

26 ~~(b) Notwithstanding any other provision of law, local education~~
27 ~~agencies that contract with the California Professional~~
28 ~~Development Institute authorized pursuant to Article 2~~
29 ~~(commencing with Section 99220) may, pursuant to an agreement~~
30 ~~with the University of California, receive from the University of~~
31 ~~California funds appropriated pursuant to Article 2 (commencing~~
32 ~~with Section 99220) for the provision of stipends to participating~~
33 ~~teachers.~~

34 ~~(c) Notwithstanding subdivision (c) of Section 99220,~~
35 ~~subdivision (d) of Section 99221, subdivision (d) of Section 99222,~~
36 ~~subdivision (e) of Section 99223, subdivision (d) of Section 99224,~~
37 ~~and subdivision (d) of Section 99225, the Professional~~
38 ~~Development Institutes authorized pursuant to Article 2~~
39 ~~(commencing with Section 99220) may offer training at sites that~~
40 ~~are not located on a college or university campus.~~

1 *SEC. 11. Section 99242 of the Education Code is amended to*
2 *read:*

3 99242. This article shall become inoperative on July 1, 2006
4 2012, and, as of January 1, 2007 2013, is repealed, unless a later
5 enacted statute, that becomes operative on or before January 1,
6 2007 2013, deletes or extends the dates on which it becomes
7 inoperative and is repealed.

8 *SEC. 10. It is the intent of the Legislature:*

9 (a) *That providers of the training provided pursuant to*
10 *subdivision (d) of Section 99234 of the Education Code and*
11 *subdivision (a) of Section 99235 of the Education Code, as*
12 *approved by the State Board of Education, shall primarily*
13 *emphasize the statewide academic content standards adopted*
14 *pursuant to Section 60605 of the Education Code. This emphasis*
15 *includes ensuring that providers of training do not solely rely on*
16 *the state-adopted instructional materials in their training sessions*
17 *as the sole resource for teaching the statewide academic content*
18 *standards.*

19 (b) *To work with the State Board of Education and the State*
20 *Department of Education to achieve the goals set forth in*
21 *subdivision (a).*

22 ~~SECTION 1. Section 87207 of the Government Code is~~
23 ~~amended to read:~~

24 ~~87207. (a) When income is required to be reported under this~~
25 ~~article, the statement shall contain, except as provided in~~
26 ~~subdivision (b):~~

27 ~~(1) The name and address of each source of income aggregating~~
28 ~~five hundred dollars (\$500) or more in value, or fifty dollars (\$50)~~
29 ~~or more in value if the income was a gift, and a general description~~
30 ~~of the business activity, if any, of each source.~~

31 ~~(2) A statement whether the aggregate value of income from~~
32 ~~each source, or in the case of a loan, the highest amount owed to~~
33 ~~each source, was at least five hundred dollars (\$500) but did not~~
34 ~~exceed one thousand dollars (\$1,000), whether it was in excess of~~
35 ~~one thousand dollars (\$1,000) but was not greater than ten thousand~~
36 ~~dollars (\$10,000), whether it was greater than ten thousand dollars~~
37 ~~(\$10,000) but not greater than one hundred thousand dollars~~
38 ~~(\$100,000), or whether it was greater than one hundred thousand~~
39 ~~dollars (\$100,000).~~

~~(3) A description of the consideration, if any, for which the income was received.~~

~~(4) In the case of a gift, the amount and the date on which the gift was received.~~

~~(5) In the case of a loan, the annual interest rate, the security, if any, given for the loan, and the term of the loan.~~

~~(b) When the filer's pro rata share of income to a business entity, including income to a sole proprietorship, is required to be reported under this article, the statement shall contain:~~

~~(1) The name, address, and a general description of the business activity of the business entity.~~

~~(2) The name of every person from whom the business entity received payments of which the filer's pro rata share of gross receipts from that person during a calendar year was at least ten thousand dollars (\$10,000) but not more than fifty thousand dollars (\$50,000), was more than fifty thousand dollars (\$50,000) but not more than one hundred thousand dollars (\$100,000), was more than one hundred thousand dollars (\$100,000) but not more than two hundred fifty thousand dollars (\$250,000), was more than two hundred fifty thousand dollars (\$250,000) but not more than five hundred thousand dollars (\$500,000), was more than five hundred thousand dollars (\$500,000) but not more than one million dollars (\$1,000,000), or was more than one million dollars (\$1,000,000).~~

~~(c) When a payment, including an advance or reimbursement, for travel is required to be reported pursuant to this section, it may be reported on a separate travel reimbursement schedule which shall be included in the filer's statement of economic interest. A filer who chooses not to use the travel schedule shall disclose payments for travel as a gift, unless it is clear from all surrounding circumstances that the services provided were equal to or greater in value than the payments for the travel, in which case the travel may be reported as income.~~

~~SEC. 2. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within~~

1 ~~the meaning of Section 6 of Article XIII B of the California~~
2 ~~Constitution.~~
3 ~~SEC. 3. The Legislature finds and declares that the provisions~~
4 ~~of this act further the purposes of the Political Reform Act of 1974~~
5 ~~within the meaning of subdivision (a) of Section 81012 of the~~
6 ~~Government Code.~~

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